IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 19TH FEBRUARY 2007 / 30TH MAGHA 1928

WP(C).No. 4021 of 2007(D)

PETITIONERS:
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1. LEELAMMA JOSEPH,
PERUMANNIL HOUSE, POOVARANI P.O.

2. VIMALA FRANCIS,
PERUMANNIL HOUSE, MEENACHIL P.O.

3. MARYKUTTY SEBASTIAN,
MATTAPPALLIYIL HOUSE, POOVARANI P.O.

4. ABRAHAM MATHEW,
MELOPARAMBIL HOUSE, POOVARANI P.O.

5. JOSE MATHEW,
MELOPARAMBIL HOUSE, POOVARANI P.O.

BY ADV. SRI.LIJI.J.VADAKEDOM

RESPONDENTS:
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1. KERALA STATE ELECTRICITY BOARD,
REPRESENTED BY THE SECRETARY, VYDHYUTHI BHAVAN,
PATTOM, THIRUVANANTHAPURAM.

2. DEP.CHIEF ENGINEER,
TRANSMISSION CIRCLE, POOVANTHURUTHU, KOTTAYAM.

3. EXECUTIVE ENGINEER,
TRANSMISSION DIVISION, POOVANTHURUTHU, KOTTAYAM.

4. ASSISTANT EXECUTIVE ENGINEER,
STATION SUB DIVISION, KAROOR, PALA, KOTTAYAM.

5. DISTRICT MAGISTRATE(DISTRICT COLLECTOR),
COLLECTORATE, COLLECTORATE P.O., KOTTAYAM.

BY GOVERNMENT PLEADER SMT. N.SUDHADEVI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

WP(C).No.4021 of 2007-D

Dated this the 19th day of February, 2007.

JUDGMENT

The petitioners have approached this court apprehending that the K.S.E.B. may draw 33 KV line through their property, without their consent and without the sanction from the District Magistrate.

2. The learned Standing Counsel for the K.S.E.B., upon instruction, submitted that since there is dispute regarding the drawing of the line, the matter will be referred to the District Magistrate.

3. The Writ Petition is disposed of ordering that no electricity line shall be drawn through the property of the petitioners' without their consent or without the sanction of the District Magistrate.

K.BALAKRISHNAN NAIR,
JUDGE.

MS